

SECOND REGULAR SESSION

HOUSE BILL NO. 1176

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HICKEY.

Pre-filed December 10, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

3066L.011

AN ACT

To amend chapter 305, RSMo, by adding thereto two new sections relating to airport noise studies.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 305, RSMo, is amended by adding thereto two new sections, to be
2 known as sections 305.582 and 305.583, to read as follows:

305.582. 1. In addition to any airport noise study conducted pursuant to section
2 305.580, the department of transportation shall conduct an annual noise footprint
3 monitoring study of any major airport, as that term is defined in section 305.505, that is
4 located in a county of the first classification with a charter form of government having a
5 population of at least nine hundred thousand inhabitants, if such airport is owned or
6 controlled by a city not within a county. Such report shall be given to the general assembly
7 on or before the date specified in subsection 2 of this section.

8 2. The period for the study described in this section shall begin on the date of
9 completion of any portion of an expansion project which adds additional runways to any
10 airport described in this section. The date of completion shall be construed as the first day
11 that any new runway built for such expansion is used for regular commercial or cargo
12 flight. The first annual study shall be due to the general assembly on or before the date one
13 year after the date of completion, and such date shall be the date that every subsequent
14 annual study shall be due.

15 3. The study described in this section shall be for the sole purpose of determining
16 all areas surrounding such airport that are subject to a noise level of sixty-five ldn, as that
17 term is defined in section 67.1200, RSMo. The annual report given to the general assembly
18 pursuant to this section shall contain a map which details all areas subject to a noise level

19 of sixty-five ldn or louder and such other information as the department of transportation
20 may provide or as the general assembly may request.

305.583. 1. There is hereby created in the state treasury "The Missouri-St. Louis
2 Metropolitan Airport Authority Noise Buyout Fund", which shall consist of at least two
3 million dollars, to be paid to such fund by the Missouri-St. Louis metropolitan airport
4 authority out of the existing funds of such authority on or before the first day of the fiscal
5 year next following the effective date of this section, and of such other moneys as may be
6 appropriated by the general assembly to such fund. Moneys from such fund shall be
7 available for the sole purpose of buyout of buildings which are inside the noise radius of
8 sixty-five ldn or louder as determined by the study described in section 305.582. This fund
9 shall be kept separate and apart from all other moneys in the state treasury.
10 Notwithstanding the provisions of chapter 33, RSMo, moneys in the fund at the end of the
11 biennium shall remain in such fund and shall not be transferred to the credit of general
12 revenue.

13 2. Moneys in the fund shall be paid out by the state treasurer on or before the tenth
14 day of each month, in the amount certified by the Missouri-St. Louis metropolitan airport
15 authority to the treasury on or before the first day of each month, for the sole purpose of
16 purchasing buildings which have applied and qualified for buyout during the previous
17 month. No application for moneys from such fund shall be made until one year after the
18 date of completion, as that term is defined in subsection 2 of section 305.582, of any
19 expansion of any airport described in section 305.582. The Missouri-St. Louis
20 metropolitan airport authority shall create forms, to be made available to the public by
21 such authority, on which any person owning property within the sixty-five ldn or louder
22 radius, as determined annually by the study in section 305.582, may apply for a buyout of
23 such property. If sufficient funds exist in the fund for such buyout, and if the person
24 applying for buyout has truthfully completed the application for buyout and such person's
25 property is inside the sixty-five ldn or louder radius, then the Missouri-St. Louis
26 metropolitan airport authority shall purchase such property in a manner consistent with
27 applicable laws for purchases by eminent domain.